



# Nemaha County Board Minutes



**March 28, 2012**

County of Nemaha, Nebraska

**BOARD OF COMMISSIONERS**

**Commissioner's Chambers**

**Nemaha County Courthouse, Suite 201**

**1824 N St Auburn NE**

County Board of Commissioners of the County of Nemaha, State of Nebraska met on March 28, 2012, Commissioner's Chambers, Nemaha County Courthouse, Auburn NE for a regular scheduled meeting. Notice of meeting published in the Nemaha County Herald on March 22, 2012. The agenda for the meeting was kept continually current and available for public inspection at the office of Nemaha County Clerk during normal business hours and also on the Nemaha County website. The agenda was held open until one business day prior to the meeting for appearance before the board and items for approval by the Board of Commissioners. The Board of Commissioners has the right to modify the agenda to include items of an emergency nature only at such public meeting.

**Meeting Called to Order** – Chairman Hutton called the meeting to order at 8:17 a.m. Present for the meeting: Commissioner District 1 Bob Hutton, Commissioner District 2 Dennis Wittmann, Commissioner District 3 Marvin Bohling and County Clerk Joyce Oakley.

**Opening Meeting Laws** – Chairman Hutton noted the posting of the Open Meeting Poster and the availability of the Open Meeting Handouts to the public.

**Visitors present** – Mary Kruger, Chairman County Visitors Committee; Dave Swanson, Nemaha County Herald

**Approval of Agenda** - Motion by Wittmann, seconded by Bohling to approve the agenda as presented. Roll call vote: Hutton, aye; Bohling, aye; Wittmann, aye.

**Approval of Minutes** – Motion by Wittmann, seconded by Bohling to approve the March 14, 2012 regular scheduled meeting minutes with no corrections. Roll call vote: Wittmann, aye; Bohling, aye; Hutton, aye.

**Claims** – Motion by Bohling, seconded by Wittmann to approve the claims for payment as presented by the County Clerk and authorized for payment by the Board of Commissioners. Roll call vote: Bohling, aye; Wittmann, aye; Hutton, aye.

**Appointments**

9:00 a.m. Marty Fattig, Quarterly Report for Nemaha County Hospital; Ratify purchase of Data Scope – Marty Fattig, Director for Nemaha County Hospital presented a 10 month statistical and financial report for Nemaha County Hospital. Fattig reported the purchase of the Data Scope did not need to be ratified because the purchase price was under \$10,000.00.

9:30 a.m. Mark Mainelli, need 3-4 small bridge projects from each district for tube replacement; stop signs study (Have not sent information on intersections for the study) upcoming bridge/culvert projects – Mark Mainelli discussed several projects with the board on the One & Six Year, stop sign study, roads closure, disposing of bridge replacement right of way, small bridge replacement with tubes.

10:30 a.m. Russ Newton, NE Machinery, lowboy trailer – Russ Newton, NE Machinery presented the board with information on the trail king lowboy trailer NE Machinery sells.

10:45 a.m. Joe Moody, Chairman Nemaha Co. Noxious Weed Board, regarding appointment of superintendent, wages – Nemaha County Noxious Weed Board member Joe Moody, Chairman and Phil Walker visited with the board



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updating them on the appointment of a superintendent of Nemaha County Weed Control. Motion by Bohling, seconded by Wittmann to hiring Joe Wittwer upon his accreditation of his license, passing drug & alcohol test, and back ground checks. Wittwer will receive \$13.00 per hour for wages. Roll call vote: Hutton, aye; Wittmann, aye; Bohling, aye.

11:30 a.m. Quarterly jail inspection – Board visited the jail for a quarterly jail inspection.

## **Action Business**

1. Resolution 2012-10 – Study for closing or vacating county road #117 Section 9 T6N R13E – Motion by Wittmann, seconded by Bohling to adopt Resolution 2012-10 authorizing Mark Mainelli with Mainelli Wagner & Associates to conduct a study for the possibility of closing or vacating county road #117 beginning at the NW corner of the SW ¼ Section 9 T6N R13E south to the north bank of the Little Nemaha River. Roll call vote: Hutton, aye; Bohling, aye; Wittmann, aye.
2. Resolution 2012-11 – Study for closing or vacating county road #49 Section 5 T6N R13E – Motion by Wittmann, seconded by Bohling to adopt Resolution 2012-11 authorizing Mark Mainelli with Mainelli Wagner & Associates to conduct a study for the possibility of closing or vacating county road #49 beginning at the South quarter corner of Section 5 T6N R13E, or beginning 2,640 feet west of the SE corner of Section 5 T6N R13E, west to the bank of the Little Nemaha river. Roll call vote: Bohling, aye; Hutton, aye; Wittmann, aye.
3. Resignation of Sandra Bertelsen from the County Visitor's Committee (effective immediately) – Motion by Wittmann, seconded by Bohling to accept the resignation of Sandra Bertelsen from the Nemaha County Visitor's committee, effective immediately. Roll call vote: Wittmann, aye; Hutton, aye; Bohling, aye.
4. Appointment of Sondra Westenberg to the County Visitor's Committee to the unexpired term of Sandra Bertelsen (March, 2014) – Motion by Wittmann, seconded by Bohling to appoint Sondra Westenberg to the Nemaha County Visitor's Committee to March 2014, for the unexpired term of Sandra Bertelsen. Roll call vote: Hutton, aye; Wittmann, aye; Bohling, aye.
5. Fuel bids for April, 2012 - The following fuel bids for April, 2012 were received: Lueders Petroleum No. 2 Diesel \$3.845, Unleaded \$3.815; Farmers Coop No. 2 Diesel \$3.84, Unleaded \$3.69. Motion by Bohling, seconded by Wittmann to award the fuel bid for the month April 2012 to Farmers Coop. Roll call vote: Wittmann, aye; Bohling, aye; Hutton, aye.
6. Resolution 2012-12 – Subdivision of a Tract of Land – Andy & Amy Behrends, Section 1 T5N R14E - Motion by Bohling, seconded by Wittmann to adopt Resolution 2012-12 approving the subdivision of a 2.84 acre tract of land in Section 1 T5N R14E for Andy & Amy Behrends. Roll call Vote: Bohling, aye; Wittmann, aye; Hutton, aye.

## **Buildings/Grounds/Property**

1. Appliance/Furniture Drop off site – once furniture is drop off at the site it is anyone's property; once placed in dumpsters appliance become property of Rose Equipment; still illegal on dumping of trash.

## **Equipment/Office Equipment/Furniture**

1. Purchase pickup for District 1 through State Purchasing, need to order by April 5<sup>th</sup>? Pickup might arrive in 6 wks Meyer-Earp Auto Center will hold until July 1<sup>st</sup> (\$300.00 additional fee) – Motion by Bohling, seconded by Wittmann to purchase a 2012 Chevrolet pickup with the state purchasing price through Meyer Earp Auto Center. Roll call vote: Wittmann, aye; Hutton, aye; Bohling, aye.
2. Renee Critser, EMA Director, update on radio reprogramming/replacement – Renee Crister EMA director visited with the board on radio reprogramming and replacement.

## **Executive Session\***

## **Road Superintendent/Consultant**



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## Projects/Bridges

1. Dept. of Natural Resources Upcoming Inspections of Small Earthen Dams
  - a. Ray Caspers Dam – Section 11 T4N R13E
  - b. Ely Dam – Section 3 T5N R14E
  - c. Bergmann Dam – Section 6 T4N R15E
  - d. Muddy Creek – Section 28 T4N R14E

## County Officials Reports/Correspondence

## Discussion Items/Correspondence

1. Received payment of \$49,724.46 from Magellan Pipeline for purchase of rock, labor, equipment usage and use of Rehab Bus for cleanup of fuel spill (\$44,924.46 road and \$4,800.00 for use of rehab bus)
2. NIRMA Road Liability Seminars for Road foremen, Commissioners and County Attorney's, April 12, 2012 – Lincoln Reservations due by April 4<sup>th</sup> – Attendees?

The following claims were approved for payment by the Board of Commissioners and authorize the County Clerk for payment:

### **General**

Salaries	\$ 38,364.27
AFLAC, ins	532.60
American Lawn, se	420.00
Ameritas Life Ins, ret	5,497.68
Aub Family Hlth, me se	330.00
Aub Postmaster, pstg	183.17
Beasterfield, B, reim	126.48
Black Hills, ut	340.39
Blaser, Jesse, reim	138.54
Bohl Plumb, bldg re	65.00
Capital Business, cont	1,109.81
Capital Business, cont	287.65
Credit Manage, garn	110.00
Critser, Renee, reim	94.97
D&D Comm, se	207.00
Dept Corrections, bd pr	2,598.14
DMV, se	6.00
Elliott, Ron, cont	2,695.42
Gerdes, Jana, reim	150.00
Jack Uniform, su	85.39
Johnny Cycle, se	336.00
Joy, April, mi	36.72
Kathleen Laughlin, garn	207.00
Kruger, Mary, mi	22.20
Lesoing, Gary, mi	71.60
Liberty Nat'l, ins	20.40
Lueders, fu	1,750.43
Metlife, annt	11.16
Meyer, Jane, mi, pstg	213.52
Moyer, Casey, reim	138.54
NACO, reg	750.00
NE Assoc Treas, reg	100.00
NE Dept Rev, reg	140.00
Nem Co Clerk, ins	6,549.06
Nem Co Clk Dist, fe	352.00



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Nem Co Hosp, bl al	270.00
Nem Co Tax, ss, fwh	10,524.62
Nem Co Tax, nwh	2,801.38
Nem Co Treasurer, fe	30.00
Nutsch-Fulton, mi	64.25
Oakley, Joyce, reim	25.32
Orscheln, su	24.17
Otoe Co Sheriff, se	18.50
Performance Dodge, eq	46,434.00
Petersens Auto, se	2,957.91
Pitney Bowes, ma ag	142.00
Platte Co Sheriff, se	37.50
Quill, su	7.99
RDJ Specialties, su	333.66
Rieger, Rachel, bd pr	1,480.15
Sec State Rules, su	20.00
Securus Tech, su	1,060.00
Sentry Security, su	134.16
Shell Fleet, fu	183.27
The Hartford, annt	100.00
United Healthcare, ins	11,532.62
UNL, se	9,810.97
UNL Is Comm, se	107.25
Verizon Wireless, se	151.60
Vision Care, se	66.12
Waddell & Reed, annt	25.00
Washington Nat'l, ins	31.00
West Payment, su	378.10

## **Road**

Salaries	\$14,873.32
AFLAC, ins	205.20
Ameritas, ret	2,149.92
Darnell Glass, pts,la	399.21
Dept Correction, su	900.00
Hines, Chuck, mi	24.42
Inland Truck, pts	124.07
Liberty Nat'l, ins	168.62
Lueders Petro, fu	12,423.17
Martin Marietta, rk	13,862.99
Med Enterprises, se	62.00
NE Public Emp, un du	560.00
Nem Co Tax, ss, fwh	4,375.88
Nem Co Tax, nwh	1,789.63
NMC Exchange, pts	649.57
Orscheln, su	611.01
Powerplan, pts	55.86
Smith, Sam, mi	32.19
Stutheit Imple, pts	146.84
United Healthcare, ins	7,151.04
Walker, Phil, mi	19.98
Washington Nat'l, ins	28.00

## **County Visitors**

Brownville Concert, adv	2,500.00
Kruger, Mary, mi	65.40



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## **Drug Coalition**

Salaries	\$2,348.37
Ameritas, ret	295.17
NADAA, reim	140.02
Nem Co Tax, ss, fwh	576.64
Nem Co Tax, nwh	186.73
Osborne, Laura, mi	129.87
Tri-State, su	37.99
Verizon Wireless, se	137.21
Whisler, K, mi	34.41

With no further business to come before the Board of Commissioners, motion by Wittmann, seconded by Bohling to adjourn at 11:33 a.m.

Bob Hutton, Chairman  
Board of Commissioners

I, Joyce Oakley, the undersigned County Clerk of Nemaha County, Nebraska do hereby certify the foregoing minutes are true and are a part of the official records of this office. A complete copy of the minutes is available during normal business hours at the Nemaha County Clerk's office.

Joyce Oakley  
County Clerk

The next meeting of the Board of Commissioners will be April 11, 2012, Commissioners Chambers, Courthouse, Auburn NE